

For: **METHOD AND SYSTEM FOR INVENTORY MANAGEMENT**

**VERIFIED STATEMENT (DECLARATION) CLAIMING
SMALL ENTITY STATUS (37 CFR 1.9(F) AND 1.27(c))
SMALL BUSINESS CONCERN**

I hereby declare that I am an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN: **Maxagrid International, Inc.**
ADDRESS OF CONCERN: **3939 Belt Line Road, Suite 250**
Addison, Texas 75001

I hereby declare that the above-identified business concern qualifies as a small business concern as defined in 13 CFR 121.18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when, either directly or indirectly, one concern controls or has the power to control the other, or a third party or parties control or have the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled **METHOD AND SYSTEM FOR INVENTORY MANAGEMENT** by **Billy Shane Fox**, described in the application executed on even date herewith.

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.



Billy Shane Fox

DATE: 17 DECEMBER 1998

Its: C.O.D. _____

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

1. My residence, post office address and citizenship are as stated below next to my name;
2. I believe I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention, design or discovery entitled **METHOD AND SYSTEM FOR INVENTORY MANAGEMENT** the specification of which is attached hereto;
3. I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above;
4. I acknowledge the duty to disclose to the Office all information known to me to be material to the patentability of this application as defined by Title 37, Code of Federal Regulations, §1.56;
5. I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

NONE

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below:

U.S. Provisional Application No. 60/110,990, filed December 3, 1998

6. I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in § 1.56 which became available between the filing date of any prior application(s) and the national or PCT international filing date of this application:

U.S. Patent App. Serial No. 09/143,586, filed August 31, 1998.

DEPARTMENT OF COMMERCE
U.S. PATENT AND TRADEMARK OFFICE

7. I hereby appoint:

Philip G. Meyers, Reg. No. 30,478
John W. Montgomery, Reg. No. 31,124
Michael A. O'Neil, Reg. No. 23,007
Kay Lyn Schwartz, Reg. No. 39,020
Theodore F. Shiells, Reg. No. 31,569
Lawrence R. Watson, Reg. No. 31,891

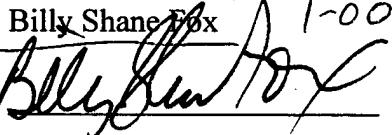
of the firm of GARDERE & WYNNE, L.L.P., my attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, and to file and prosecute any international patent application filed thereon before any international authorities under the Patent Cooperation Treaty;

Send correspondence to:

Philip G. Meyers
GARDERE & WYNNE, L.L.P.
1601 Elm Street, Suite 3000
Dallas, Texas 75201
(214) 999-4875

8. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full name of Inventor:

Billy Shane Fox 1-00


Inventor's Signature:

Date: 17 DECEMBER 1993

Residence Address:

4227 Northaven
Dallas, Texas 75229 TX

Citizenship:

United States of America

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